

## AGENDA



Thursday, March 6, 2008

**Public Works**  
**RECOMMENDATION FOR COUNCIL ACTION****Item No. 13**

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**Subject:** Approve a resolution authorizing the filing of eminent domain proceedings for the Govalle 2 – Harper’s Branch Wastewater Improvement Project, a portion of the Austin Clean Water Program, to acquire a 2,556 square foot permanent wastewater line easement, a 2,826 square foot permanent access easement, a 0.511 of one acre land for a temporary working space easement, and a 0.511 of one acre land for a temporary staging area and material storage site easement out of Tract A, Teague-Buda Subdivision No. One, a subdivision in Travis County, Texas, in the amount of \$127,046. The owner of the needed property interests is Aberfeldy II Limited Partnership, a Texas limited partnership. The property is located at 1524 South IH 35, Austin, Travis County, Texas.

**Amount and Source of Funding:** Funding is included in the Fiscal Year 2007-2008 Capital Budget of the Austin Water Utility.

**Fiscal Note:** A fiscal note is attached.

**For More Information:** Lauraine Rizer 974-7078, Robin Field 974-7064

**Boards and Commission Action:** Recommended by the Water and Wastewater Commission.

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The design plans for the Govalle 2 – Harper’s Branch Wastewater Improvement Project, a portion of the Austin Clean Water Program, require the acquisition of a permanent wastewater line easement, a permanent access easement, a temporary working space easement, and a temporary staging area and material storage site easement on the property located at 1524 South IH 35, Austin, Texas. The City of Austin has attempted to purchase the needed permanent wastewater line easement, permanent access easement, temporary working space easement, and staging area and material storage site easement from the landowner; however, the parties have been unable to agree on a fair market value thereof. The Law Department is requesting authorization to file an action in eminent domain on behalf of the City of Austin.